

districts ordering an election or elections, declaring the result of such elections, and levying taxes therefor, and all bonds issued and now outstanding, are hereby in all things validated. The fact that by inadvertence or oversight any act of the officers of any county in the creation of any District was omitted shall in no wise invalidate such District and the fact that by inadvertence or oversight any act was omitted by any Board of Trustees of any such District in ordering an election or elections, or in declaring the result thereof, or in levying the taxes for such District, or in the issuance of the bonds of any such District shall in no wise invalidate any of such proceedings or any bonds so issued by such District. All acts of the County Boards of Trustees of any and all counties in rearranging, changing or subdividing such school districts or increasing or decreasing the area thereof, in any School District of any kind, or in creating new districts out of parts of existing districts or otherwise, are hereby in all things validated. This law shall not apply to any District, the organization or creation of which is now involved in litigation.

Sec. 2. The fact that the legal existence of various School Districts may be questioned creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and that this Act take effect and be in force from and after its passage, and said rule is hereby suspended, and it is so enacted.

THIRTY-SIXTH DAY.

Senate Chamber,
Austin, Texas,
March 5, 1931.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by President Pro Tem Carl Hardin.

The roll was called, a quorum being present, the following Senators answering to their names:

Beck.	Cunningham.
Berkeley.	DeBerry.
Cousins.	Gainer.

Greer.	Poage.
Hardin.	Pollard.
Holbrook.	Purl.
Hopkins.	Rawlings.
Hornsby.	Russek.
Loy.	Small.
Martin.	Stevenson.
Moore.	Thomason.
Neal.	Williamson.
Oneal.	Woodruff.
Parr.	Woodul.
Parrish.	Woodward.
Patton.	

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Woodward.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Bills and Resolutions.

By an affirmative vote of four-fifths of the membership of the Senate, the Constitutional Rule relating to the introduction of bills during the last 90 days of the session was suspended and consent was granted to introduce the following bills:

By Senator Woodul.

S. B. No. 507, A bill to be entitled "An Act to amend Section 1, Chapter 10, Acts of the 4th Called Session of the 41st Legislature; and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Cunningham:

S. B. No. 508, A bill to be entitled "An Act amending section 5 of Article 2774a, providing for the time of election of school trustees, exempting cities and towns of over 20,000 inhabitants operating under special charters which provide for school trustee election at same time of the General Election of City Officials, etc."

Read first time and referred to Committee on Towns and City Corporations.

By Senator Beck:

S. B. No. 509, A bill to be entitled "An Act to amend Section 12, Chapter 67, Acts of the Fifth Called Ses-

sion of the Forty-first Legislature, being H. B. No. 10 of said Session, by providing that certain appropriations made therein may be used for support and maintenance and miscellaneous and contingent expenses for the operation of the Texas Prison System for the balance of the fiscal year ending August 31, 1931, and declaring an emergency."

Read first time and referred to Committee on Finance.

Senate Concurrent Resolution No. 19.

Be it resolved that the Senate, the House concurring, that the House return to the Senate H. B. No. 109 for further consideration.

HARDIN.

Read and adopted.

S. B. No. 488 Re-referred.

On motion of Senator Purl, S. B. No. 488, was withdrawn from the Committee on Public Health and re-referred to the Committee on Civil Jurisprudence.

Motion to Print.

Senator Williamson moved to print S. B. No. 192 on minority report. The motion prevailed.

House Bills Referred.

H. B. No. 683, Highways and Motor Traffic.

H. B. No. 615, Towns and City Corporations.

H. B. No. 703, Educational Affairs.

H. B. No. 42, Civil Jurisprudence.

House Bill No. 398.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Sanders:

H. B. No. 398, A bill to be entitled "An Act making certain emergency appropriations out of the general revenue of the State of Texas for the several institutions and departments of State government named herein, for the balance of the fiscal year ending August 31, 1931, and declaring an emergency."

Read second time.

Senator Beck sent up the following amendments:

Amend Senate Committee Amendment to House Bill No. 398 by striking out all items under "Texas Prison System" printed on page 445 of the Senate Journal, and inserting in lieu thereof the following:

"For support and maintenance and for miscellaneous and contingent funds \$37,000.00.

For a revolving fund for purchasing materials to be used in the shoe shop and printing shop for the purpose of manufacturing products for sale \$50,000.00."

It is further provided in this Act that the Texas Prison authorities shall have authority to transfer \$50,000.00 from any unexpended balance remaining in the appropriation made by the Forty-First Legislature under the item "Guards" for the fiscal year ending August 31, 1931, to the support and maintenance and miscellaneous and contingent funds of the said Texas Prison System.

It is further provided that the Texas Prison authorities shall have authority to transfer \$73,000.00 of any unexpended balance remaining in the appropriation made by the Forty-First Legislature under H. B. No. 10 for repairs on Goree and Wynne Farms, to the support and maintenance and miscellaneous and contingent funds of said Texas Prison System.

BECK.

Read and adopted.

Amend the caption of H. B. No. 398 by inserting after the figures "1931" the following: "And providing for transfer of certain appropriations heretofore made to the Texas Prison System."

BECK.

Read and adopted.

Executive Session.

At 10:30 o'clock, the Chair announced that the hour for the executive session had arrived. The Chamber was cleared and the doors were locked.

After Executive Session.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the following action had been taken:

Committee Room.

Austin, Texas,

March 5, 1931.

To the Honorable Edgar E. Witt,
Lieutenant Governor:

We, your Committee on Governor's Nominations, to whom was referred the following nominations of the Governor, beg leave to report that we have considered the appointees recommended by the Governor, and recommend that the appointment of the following named persons for the following named positions be in all things confirmed:

STATE BOARD OF ACCOUNTANCY.

W. P. Prince of Dallas, re-appointed for the next ensuing statutory term.

Frank G. Rodgers, of San Antonio, re-appointed for the next ensuing statutory term.

Frank L. Wilcox of Waco, re-appointed for the next ensuing statutory term.

C. M. Crider of El Paso, re-appointed for the next ensuing statutory term.

J. A. Phillips of Houston, appointed for the next ensuing statutory term.

STATE BOARD OF MEDICAL EXAMINERS.

The following named are re-appointed for the next ensuing statutory terms, viz:

Dr. H. W. Cummings of Hearne.

Dr. N. D. Buile of Marlin.

Dr. T. J. Crowe of Dallas.

Dr. M. E. Daniels of Honey Grove.

Dr. H. H. Blankmeyer of Aransas Pass.

Dr. J. M. Witt of Waco.

Dr. H. C. Morrow of Austin.

The following named are appointed for the next ensuing statutory term, viz:

Dr. I. A. Withers of Ft. Worth.

Dr. Marvin Bailey of Houston.

Dr. H. F. Connally of Waco.

Dr. Phil. Russell of Ft. Worth.

TEXAS STATE BOARD OF EXAMINERS IN OPTOMETRY.

The following are re-appointed for the next ensuing statutory term:

G. H. Aronsfeld of Galveston.

R. A. Terrell of Dallas.

STATE HIGHWAY COMMISSION.

D. K. Martin of San Antonio, re-appointed for the next ensuing statutory term.

TEXAS HISTORICAL BOARD.

L. W. Kemp of Houston, appointed to succeed Dr. E. C. Barker of Austin, resigned.

COMMISSIONER OF LABOR STATISTICS.

R. B. Gragg of Nueces County, appointed for the next ensuing statutory term.

POLLARD, Chairman.

Adopted.

Resolution Signed.

The Chair, President Pro Tem Carl Hardin, gave notice of signing, and did sign, in the presence of the Senate, after its caption had been read, the following resolution:

H. C. R. No. 28.

House Bill No. 398.

The question recurred upon H. B. No. 398.

Senator Beck sent up the following amendment:

Amend Senate Amendment to H. B. No. 398, under Agricultural and Mechanical College, Page 443 of the Senate Journal, by inserting after the item \$5,000.00 the following: 'To pay freight on engines, boilers, derricks, casings, rotary rigs, and other oil well drilling equipment, donated by various manufacturers of oil well machinery, which is to be used for instructional purposes in said College, \$15,000.00.'

BECK.

Read and adopted.

Senator Purl sent up the following amendment:

Amend H. B. No. 398 by striking out \$25,000.00, on page 445, under State Health Department.

PURL.

The amendment was read.

Senator Hardin moved to table the amendment. The motion prevailed by the following vote:

Yeas—14.

Beck.	Neal.
Berkeley.	Oneal.
Cousins.	Parr.
Cunningham.	Small.
Gainer.	Thomason.
Hardin.	Williamson.
Moore.	Woodul.

Nays—8.

DeBerry.	Parrish.
Greer.	Poage.
Hornsby.	Purl.
Loy.	Woodward.

Absent.

Holbrook.	Rawlings.
Hopkins.	Russek.
Martin.	Stevenson.
Patton.	Woodruff.
Pollard.	

Senator Parrish sent up the following amendments:

Amend H. B. No. 398 by including the following:

"Provided, that any individuals or corporations employed to do the work contemplated under this appropriation must be bona fide citizens of the State of Texas"; and making the caption to conform therewith.

PARRISH.

Read and adopted.

Amend H. B. No. 398 by adding a new section at end of bill to read as follows:

Provided, however, that all moneys appropriated for stamps shall be made payable to the postmaster and not to "cash" or any individual.

PURL.

Read and adopted.

The committee amendments as amended were adopted.

The bill was read second time and passed to third reading.

On motion of Senator Beck the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 398 was put on its third reading and final passage, by the following vote:

Yeas—29.

Beck.	Greer.
Berkeley.	Hardin.
Cousins.	Hopkins.
Cunningham.	Hornsby.
DeBerry.	Loy.
Gainer.	Martin.

Moore.	Rawlings.
Neal.	Russek.
Oneal.	Small.
Parr.	Thomason.
Parrish.	Williamson.
Patton.	Woodruff.
Poage.	Woodul.
Pollard.	Woodward.
Purl.	

Absent.

Holbrook.	Stevenson.
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Read third time and finally passed by the following vote:

Yeas—28.

Beck.	Parr.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Poage.
Gainer.	Pollard.
Greer.	Purl.
Hardin.	Rawlings.
Hopkins.	Russek.
Hornsby.	Small.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.

Nays—1.

DeBerry.

Absent.

Holbrook.	Stevenson.
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Bills Signed.

The Chair, Lieutenant Governor Edgar E. Witt, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills and resolutions:

S. B. No. 147.	S. B. No. 130.
S. B. No. 146.	S. C. R. No. 18
S. B. No. 145.	H. C. R. No. 8.
S. B. No. 142.	S. B. No. 143.

Message From the House.

The Chair recognized the Door-keeper, who introduced a messenger from the House with the following message:

Hall of the House of Representatives.
Austin, Texas, March 5, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 317, A bill to be entitled "An Act repealing Chapter 46 of the General Laws of the Second Called Session of the Forty-first Legislature, being S. B. No. 31, relating to the appointment of a receiver for incorporated cities and towns which had defaulted in the payment of bonds or other obligations, lawfully issued, and prescribing the duties and powers of such receiver."

H. B. No. 289, A bill to be entitled "An Act providing for the taking of fish from the fresh waters of Hunt County, Texas, and making it unlawful to take any such fish except by ordinary hook and line or by seine or net, the mesh of which is less than one and one-half inch square; providing that seines and nets may be used only during July, August and September; and making it unlawful to take or possess any such fish for the purpose of sale, or to retain any bass or trout less than eight inches in length or any white perch or crappie weighing less than one-half pound; fixing penalty, and declaring an emergency."

That the House has concurred in Senate Amendments to H. B. No. 43 by a vote of 107 yeas and 2 nays.

That the House has concurred in Senate Amendments to H. B. No. 129 by a vote of 114 yeas and 0 nays.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk House of Representatives.

Senate Bill No. 311.

By an affirmative vote of four-fifths of the membership of the Senate, the constitutional rule relating to the passage of general bills during the first 60 days of the session was suspended and consent was granted to take up and consider the following bill as special order:

By Senators Oneal, Rawlings, Woodruff, Parrish, Purl, Woodward, Small, and Moore:

S. B. No. 311, A bill to be entitled "An Act to amend Article 7324 of the Revised Civil Statutes of 1925, providing for collectors of taxes to mail notices of tax delinquencies to record owners of lands and lots situated in the county, showing amount of taxes delinquent on said property, etc., and declaring an emergency."

The committee report carrying amendments was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Oneal the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 311 was put on its third reading and final passage, by the following vote:

Yeas—29.

Beck.	Parr.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Poage.
DeBerry.	Pollard.
Gainer.	Purl.
Greer.	Rawlings.
Hardin.	Russek.
Hopkins.	Small.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	Woodward.
Oneal.	

Absent.

Holbrook. Stevenson.

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Parr.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Poage.
DeBerry.	Pollard.
Gainer.	Purl.
Greer.	Rawlings.
Hardin.	Russek.
Hopkins.	Small.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	Woodward.
Oneal.	

Absent.

Holbrook.

Absent—Excused.

Stevenson.

Senate Bill No. 85.

The Chair laid before the Senate as pending business the following bill:

By Senator Berkeley:

S. B. No. 85; A bill to be entitled "An Act to amend Section 2, Chapter 18, Acts of the Fifth Called Session of the 41st Legislature and declaring an emergency."

Senator Rawlings sent up the following amendment:

Amend S. B. No. 85 by adding, immediately following the word "days" in line twenty-nine, Section 2, the following phrase: "without being registered in this State."

RAWLINGS.

Read and adopted.

The bill was passed to engrossment.

On motion of Senator Berkeley the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 85 was put on its third reading and final passage, by the following vote:

Yeas—29.

Beck.	Parr.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Poage.
DeBerry.	Pollard.
Gainer.	Purl.
Greer.	Rawlings.
Hardin.	Russek.
Hopkins.	Small.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	Woodward.
Oneal.	

Absent.

Holbrook. Stevenson.

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Parr.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Poage.
DeBerry.	Pollard.
Gainer.	Purl.
Greer.	Rawlings.
Hardin.	Russek.
Hopkins.	Small.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	Woodward.
Oneal.	

Absent.

Holbrook.

Stevenson.

Reason for Vote.

I voted yea on S. B. No. 85 because I was in favor of its general intent but I am seriously afraid that it will not be enforceable. In committee I used my best efforts to have the proponent of this bill provide a set of machinery making it enforceable, which will have to be done sooner or later.

DeBERRY.

Simple Resolution No. 68.

Senator Moore sent up the following resolution:

Whereas, Hon. Frank P. Holland, of Dallas, a national figure, is now on the floor of the Senate, therefore be it

Resolved, That Mr. Holland be invited to address the Senate and that he be granted the privilege of the floor.

MOORE,
HARDIN,
PARRISH.

Read and adopted.

The Chair appointed Senators Moore, Hardin, and Parrish to escort Mr. Holland to the platform.

Senator Moore introduced Mr. Holland who briefly addressed the Senate.

House Bills Referred.

H. B. No. 289, referred to Committee on State Affairs.

H. B. No. 317, referred to Committee on State Affairs.

S. B. No. 189 Re-committed.

On motion of Senator Oneal, S. B. No. 189 was re-committed to the Committee on State Affairs.

Senate Bill No. 435.

On motion of Senator Neal, S. B. No. 435 was laid on the table subject to call.

Adjournment.

On motion of Senator Hardin, the Senate, at 12:25 o'clock p. m., adjourned until 10 o'clock tomorrow morning.

APPENDIX.**Petitions and Memorials.**

Washington, D. C.,
March 5, 1931.

Hon. Bob Barker,
Secretary of the Senate,
Austin, Texas.

Thank you for telegram of today transmitting resolution of Senator Hopkins unanimously adopted by the Senate and House of Texas Legislature. It is heartening to have re-dedication of such a body to the great principles upon which the Democratic Party was founded and which must continue to be the reason and the excuse for its existence.

JOUETT SHOUSE,
Secretary, Democratic National
Executive Committee.

Committee on Enrolled Bills.

Committee Room,
Austin, Texas, Feb. 27, 1931.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on En-rolled Bills, have had S. B. No. 130 carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

Committee Room,
Austin, Texas, March 4, 1931.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on En-rolled Bills, have had S. B. No. 142 carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

Committee Room,
Austin, Texas, March 4, 1931.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on En-rolled Bills, have had S. B. No. 145 carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

Committee Room,
Austin, Texas, March 4, 1931.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on En-rolled Bills, have had S. B. No. 146 carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

Committee Room,
Austin, Texas, March 4, 1931.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on En-rolled Bills, have had S. B. No. 147 carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

Committee Room,
Austin, Texas, March 3, 1931.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on En-rolled Bills, have had S. C. R. No. 18 carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

Committee Room,
Austin, Texas, March 4, 1931.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on En-rolled Bills, have had S. B. No. 143 carefully examined and compared and find same correctly enrolled.

GREER, Chairman.

Committee on Engrossed Bills.

Committee Room,
Austin, Texas, March 5, 1931.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on En-grossed Bills, have had S. B. No. 197 carefully examined and compared and find same corrected engrossed.

HARDIN, Chairman.

Committee Reports.

Committee Room,
Austin, Texas, March 5, 1931.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on Fi-nance, to whom was referred

S. B. No. 502, A bill to be entitled "An Act directing the Attorney General of the State of Texas to investigate the facts and authorizing him to file a suit against the State of New Mexico and other necessary or proper parties, for damages and to secure for the State of Texas its proportionate part of the waters of the Pecos River for irrigation and power, authorizing the employment of an Attorney specializing in irrigation law to assist the Attorney General in such suit, and appropriating money to pay the expense of such investiga-

tion and suit, and declaring an emergency."

Have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass.

BECK, Chairman.

Committee Room,

Austin, Texas, March 4, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Mining, Irrigation and Drainage, to whom was referred

S. B. No. 437, A bill to be entitled "An Act creating Lower Rio Grande Water Conservation District of Texas under authority of Section 59 of Article 16 of the Constitution of the State, with powers of Government and authority to exercise such rights, privileges and functions as are conferred by said Section 59 of Article 16; etc.; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

HORNSBY, Chairman.

Committee Room,

Austin, Texas, March 4, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Mining Irrigation and Drainage, to whom was referred

S. B. No. 253, A bill to be entitled "An Act to create and validate Cameron County Water Control and Improvement District No. 18 in Cameron County, Texas, as a Conservation and Reclamation District; validating and approving all orders made by the Commissioners' Court of said County in respect to the original organization of Cameron County Water Control and Improvement District No. 18, under Article 16, Section 59 of the Constitution; validating and approving all orders made by the Board of Directors of said District; providing that the Board of Directors of said District shall have an exercise all the rights, powers, privileges and duties conferred and imposed by the provisions of Chapter 25 of the General Laws of the 39th Legislature passed at its Regular Session in 1925, and all amendments thereto now in force or hereafter to be enacted; validating all assessments of taxes, the authorization and issuance of bonds there-

of; validating an election held on the 14th day of November, 1930; validating the order authorizing said election, the notices thereof, the returns and order canvassing the result of said election and all other orders and matters pertaining thereto; validating all orders with respect to the levy, assessment and collection of general and ad valorem taxes on all taxable property in said District; constituting all orders of the Board of Directors and certified copies thereof legal evidence; providing for a Board of Directors of said District, enacting provisions incident and necessary to the subject and purpose of this Act; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

HORNSBY, Chairman.

Committee Room,

Austin, Texas, March 4, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Mining, Irrigation and Drainage, to whom was referred

S. B. No. 213, A bill to be entitled "An Act to provide for the sale, development and patenting of mineral deposits, placers, veins, lodes or any rock carrying metallic or non-metallic substances of value, except oil, natural gas, coal and lignite that may be in any of the land of the public free school fund, University fund and the several Asylum funds, all State land belonging to or under the jurisdiction and control of the Prison Commission of this State, or the Board of Trustees for the State Institution for the training of juveniles, and all other lands belonging to the State and administered by Boards, that may have been heretofore sold or disposed of by the State with the reservation of minerals therein, and all lands of which the mineral rights therein have or shall have reverted to the State of Texas, and said mineral substances that may be in any islands and river beds and channels which belong to the State, providing penalties, repealing all laws in conflict with this Act and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

HORNSBY, Chairman.

Committee Room,
Austin, Texas, March 5, 1931.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on Mining, Irrigation and Drainage, to whom was referred

S. B. No. 93, A bill to be entitled "An Act amending Article 7471 of the Revised Civil Statutes of Texas of 1925 so as to provide that in the appropriation of public waters as defined in Article 7467 of the Revised Civil Statutes of 1925, all rights conferred by, through or in the appropriation of such waters for hydro-electric power purposes, shall hereafter be subordinate to and shall remain subordinate to the rights of the State to grant allotments and appropriations thereof for the use of such waters for municipal and domestic purposes (to include animal life comprising food supplies); irrigation purposes and manufacturing and processing purposes (to include mining and similar uses other than the development of hydro-electric power) any law to the contrary notwithstanding; and amending Article 7472 of the Revised Civil Statutes of the State of Texas of 1925 by adding thereto the following, to-wit: "Provided, however, that all public waters hereafter appropriated or allotted for hydro-electric power purposes, shall be subordinate to and remain subordinate to the rights of the State to appropriate and allot such waters for municipal and domestic purposes (to include animal life comprising food supplies); irrigation purposes and manufacturing and processing purposes (to include mining and similar uses other than the development of hydro-electric power); and providing for the allotment of a sufficient amount of waters defined in said Article for the economical operation of machinery used by industries in the manufacturing and processing of raw materials into finished products and for the economical operation of the machinery used in generating electricity other than by hydro-electric power, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with the following committee amendments adopted by the committee, to-wit:

By adding after the word "rights" in Section 1, page 1, line 27 of the

original bill, the word "hereafter" and by adding after Section 3 a section to be known as Section 4, reading as follows:

"Section 4. All appropriations or allotments of water hereafter made for hydro-electric power, irrigation, manufacturing, mining or any other purposes than domestic or municipal purposes, shall be granted, subject to the right of any city, town or municipality of this State, to make further appropriations of said water for municipal and domestic purposes, any law to the contrary notwithstanding."

And renumbering Section 4 of the original bill so as to make said Section 4 read "Section 5."

HORNSBY, Chairman.

Committee Room,
Austin, Texas, March 4, 1931.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

S. B. No. 90, A bill to be entitled "An Act to create the 92nd Judicial District of Texas, and to designate the counties constituting said District, fixing the time for hold Court therein; reorganize the 32nd Judicial District of Texas and designate the counties constituting said 32nd Judicial District of Texas, and fixing the time for holding Court in the various counties of said District; providing for the appointment of a Judge of the newly created 92nd Judicial District of Texas, and for the appointment of a District Attorney for the newly created 92nd Judicial District of Texas, to hold their respective offices until their successors have been elected at the next general election and qualified according to law; providing that the present Judge of said 32nd Judicial District of Texas shall be the Judge of said District as reorganized, and that the present District Attorney of said 32nd Judicial District of Texas shall be the District Attorney of said 32nd Judicial District of Texas as reorganized until their successors shall have been elected and qualified according to law; providing that said Districts shall each, respectively, elect a District Judge at the next general election and each four years thereafter, and that said Districts shall each, respectively, elect a District Attorney at the next general election and each two years thereafter; validating all process, writs, bonds and rec-

ognizances of every kind and character heretofore issued or entered into, and that all grand juries and petit juries selected and drawn under the existing laws by the various counties affected by this Act, and providing that same shall be returnable to, and said jurors shall serve for the next term of Court in the various counties affected after the taking effect of this Act, and providing for the continuation of Courts in session in either of said Districts when this Act takes effect to the end of its term as now provided by law, providing that no grand jury shall be drawn for the two weeks term of Court to be held in Nolan County on the 23rd Monday after the first Monday in January each year, unless the Judge of said Court, in his discretion, shall order same, repealing all laws and parts of laws in conflict herewith, providing in case any provision of this Act shall be held unconstitutional or invalid, then such holding shall not affect the remaining provisions, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

PATTON, Chairman.

Committee Room,
Austin, Texas, March 5, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 379, A bill to be entitled "An Act creating the Texas State Nautical School, for the purpose of giving instruction in the practice of navigation, seamanship, steam and electrical engineering; creating a Board of Governors to manage said school, providing for the administration thereof, and for the adoption of the rules and regulations by said Board; making an appropriation for the purpose of establishing and maintaining the same, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that Senate Committee Substitute Bill do pass in lieu thereof.

NEAL, Chairman.

Committee Room,
Austin, Texas, March 4, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 308, A bill to be entitled "An Act requiring the County Boards of various counties to notify the State Superintendent and the State Board of Education of the amount of the State available school funds to be set aside annually to the credit of the County Administration Fund; authorizing the State Superintendent on the order of the State Board of Education, to remit to the various county depositories the amount of State available school funds necessary for the support of the office of the county superintendent; repealing all laws in conflict herewith; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

NEAL, Chairman.

Committee Room,
Austin, Texas, March 4, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 276, A bill to be entitled "An Act to validate all annexations of one independent school district to another independent school district made pursuant to elections held in each of such districts on the same day, wherein and whereby at the election so held in the independent school district seeking to be annexed to such other district a majority of the tax paying voters voting at such election voted for such annexation, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

NEAL, Chairman.

Committee Room,
Austin, Texas, March 5, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 13, A joint resolution "Proposing to amend the Constitution of the State of Texas so as to provide that no statewide ad valorem tax on property shall be levied or assessed for any purpose after January 1, 1933; but thereafter such ad valorem taxes on property may be levied only for local purposes by counties, cities or towns or school districts or road districts or other subdivisions of the State, on such property at its fair cash market value."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with the amendment of the Committee on Constitutional Amendments.

HOLBROOK, Chairman.

Senate Constitutional Amendment Committee Amendment.

Amend Senate Joint Resolution No. 13 by adding at the end of the word "law" in line 30, page 1, of the printed resolution the following:

"and provided further, that in all cases where, by act of the Legislature, State taxes to be collected, during a period, have been by the Legislature appropriated, released, granted, or donated, to any county, or city, or town, or other municipality or defined sub-division of the State for the purpose of paying bonds for aiding in the construction of breakwaters, or seawalls, or grade raising, or the prevention of calamitous overflows, or in cases of public calamity, or otherwise, the State shall appropriate and pay to such county, or city, or town, or other municipality, or defined sub-division, annually, for each year, of the period of such release, or grant, or donation, a sufficient amount to pay off and retire all bonds issued for such purpose or purposes, prior to January 1st, 1931, by such county, city, or town, or other municipality, or defined sub-division of the state."

Committee Room,
Austin, Texas, March 4, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 7, A joint resolution "Proposing an amendment to Section 44, Article 16, of the Constitution of

Texas, abolishing the office of county treasurer; providing for the continuation of said office until the Legislature provides otherwise; providing for its submission to the voters as required by the Constitution, and making an appropriation therefor."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

HOLBROOK, Chairman.

Committee Room,
Austin, Texas, March 4, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 11, A joint resolution "Proposing an amendment to Section 22 of Article IV of the Constitution of the State of Texas, fixing the salary of the Attorney General at Ten Thousand (\$10,000.00) Dollars a year; providing for its submission to the voters of the State of Texas, as required by the Constitution, and making appropriation therefor."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

HOLBROOK, Chairman.

Committee Room,
Austin, Texas, March 4, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 12, A joint resolution "Adding another section to Article V, of the Constitution of the State of Texas, authorizing the Legislature of Texas to fix all compensation and fees and emoluments to be paid all officers except State officers; providing for its submission to the voters of the State of Texas as required by the Constitution, and making an appropriation therefor."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed in lieu of advance printing.

HOLBROOK, Chairman.

Committee Room,

Austin, Texas, March 4, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 24, A joint resolution "Proposing an amendment to Section 51, of Article 3, of the Constitution of Texas, authorizing the Legislature to grant aid, and to authorize counties to assist and aid, in caring for their aged citizens in indigent circumstances, who have resided in the State more than fifteen (15) years; providing for its submission to the voters of the State of Texas, as required by the Constitution, and making an appropriation therefor."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

HOLBROOK, Chairman.

Committee Room,

Austin, Texas, March 4, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 20, A joint resolution "Proposing an amendment to the Constitution of the State of Texas providing for the creation of rural electric light and power and gas districts, for the purpose of enabling residents of said districts to provide themselves with facilities for the distribution to all residents thereof of natural or artificial gas and electric light and power, or either; and enabling such districts to enter into contract with any person, firm or corporation for supplying or distributing such utilities or for both such supply and distribution; and providing for an election upon such proposed constitutional amendment; and making an appropriation therefor."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed in lieu of advance printing.

HOLBROOK, Chairman.

Committee Room,

Austin, Texas,

March 4, 1931.

Hon. Edgar Witt, President of the Senate.

Sir: We, your Committee on Constitutional Amendments to whom was referred

S. J. R. No. 19, A Joint Resolution "Proposing an amendment to Section 30 of Article 16 of the Constitution, providing that the duration of all offices not fixed by the Constitution shall be for four years, for mayors, city aldermen or commissioners, county officers and State officers, except officers who are elected or appointed members of state boards or commissions, the tenure of which offices shall be fixed by the Legislature; providing for its submission to the voters of the State of Texas, as required by the Constitution, and the time and manner thereof, and making appropriation therefor."

Have had same under consideration and beg leave to report it back to the Senate with the recommendation that it do pass and be not printed in lieu of advance printing.

HOLBROOK, Chairman.

Committee Room,

Austin, Texas,

March 4, 1931.

Hon. Edgar Witt, President of the Senate.

Sir: We, your Committee on Constitutional amendments to whom was referred

S. J. R. No. 5, A Joint Resolution "Proposing an amendment to Article IX of the Constitution of the State of Texas so as to authorize counties having cities of a population in excess of Two Hundred Thousand (200,000) inhabitants to adopt suitable charter providing for the government of such county, city and any or all governmental districts, municipal or quasi-municipal, within such county, subject to such limitations as may be prescribed by the Legislature; providing for an election upon such proposed constitutional amendment, and making appropriation therefor."

Have had same under consideration and beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed in lieu of advance printing.

HOLBROOK, Chairman.

Committee Room,
Austin, Texas,
March 4, 1931.

Hon. Edgar Witt, President of the Senate.

Sir: We, your Committee on Constitutional amendments to whom was referred

S. J. R. No. 18, A Joint Resolution "Proposing an amendment to Section 9 of Article 8 of the Constitution, authorizing an additional levy of taxes by political subdivision of the State not to exceed two mills on the One (\$1.00) Dollar valuation; calling and providing for an election for the purpose of submitting said amendment to the people; providing means and manner thereof, and making an appropriation therefor."

Have had same under consideration and beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed in lieu of advance printing.

HOLBROOK, Chairman.

Committee Room,
Austin, Texas,
March 4, 1931.

Hon. Edgar Witt, President of the Senate.

Sir: We, your Committee on Constitutional amendments to whom was referred

S. J. R. No. 16, A Joint Resolution "To amend Section 51 of Article 16 of the Constitution of Texas, limiting the exemptions of homesteads to property the value of which shall not exceed Five Thousand (\$5,000.00) Dollars; providing for its submission to the voters as required by the Constitution, and making an appropriation therefor."

Have had same under consideration and beg leave to report it back to the Senate with the recommendation that it do pass and be not printed in lieu of advance printing.

HOLBROOK, Chairman.

Committee Room,
Austin, Texas,
March 4, 1931.

Hon. Edgar Witt, President of the Senate.

Sir: We, you Committee on Constitutional amendments to whom was referred

S. J. R. No. 9, A Joint Resolution "Proposing an amendment to Section 5, of Article 4 of the Constitution of the State of Texas fixing the sal-

ary of the Governor; providing for its submission to the voters of the State of Texas and required by the Constitution and making appropriation therefor, etc."

Have had same under consideration and beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed in lieu of advance printing.

HOLBROOK, Chairman.

Committee Room,
Austin, Texas,
March 4, 1931.

Hon. Edgar Witt, President of the Senate.

Sir: We, your Committee on Constitutional amendments to whom was referred

S. J. R. No. 6, A Joint Resolution "Proposing amendments to Sections 14 and 16, of Article 8, of the Constitution of Texas, combining the offices of Tax Collector and Assessor of Taxes, providing the time and manner thereof; providing for its submission to the voters of the State of Texas, as required by the Constitution, and making an appropriation"

Have had same under consideration and beg leave to report it back to the Senate with the recommendation that it do pass.

HOLBROOK, Chairman

Committee Room,
Austin, Texas,
March 4, 1931.

Hon. Edgar Witt, President of the Senate.

Sir: We, your Committee on Constitutional amendments, to whom was referred

S. J. R. No. 1, A Joint Resolution "To provide for a convention to frame a Constitution for the State of Texas."

Have had same under consideration and beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed in lieu of advance printing.

HOLBROOK, Chairman.

Committee Room,
Austin, Texas, March 3, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 32, A bill to be entitled "An Act to amend Article 1430, Title

17, Chapter 8, of the Penal Code of the State of Texas, adopted at a Regular Session of the Thirty-ninth Legislature, 1925, being an Act defining the receiving or concealing of stolen property, or property which has been acquired in such a manner that the acquisition comes within the meaning of the term theft by one knowing the same to have been so acquired, and prescribing the punishment for the violation thereof, and providing that no person shall be excused from testifying against persons who have violated the provisions of said article for the reason that such testimony would incriminate such witnesses, and providing that no person required to so testify shall be punishable for acts disclosed by such testimony and provided that no such person so testifying shall be held in law or in fact to be an accomplice when witness has any such trial."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

SMALL, Chairman.

Committee Room,
Austin, Texas, March 3, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, a majority of your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 192, A bill to be entitled "An Act to amend Article 277, Title 5, Chapter 4, of the Code of Criminal Procedure as adopted at the Regular Session of the Thirty-ninth Legislature, 1925, relating to the manner in which bail shall be taken in cases of felony and misdemeanor, and providing in cases of felony, in counties having a city with a population in excess of one hundred and fifty thousand inhabitants according to the last United States census and to any United States census which may hereafter be taken, for the creation of a lien on the property of the sureties described in the bail bond, the recording of same by the county clerk, or clerks in the counties where the lands shown in said bond is situated; the release of same by the district attorney, and providing for the fee of the county clerk, to be paid by the State, for the recording and release of such bail bonds, and providing for

the manner of foreclosure of the lien on the real estate shown in said bond, and providing further for surety bond in cases of felony; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

SMALL, Chairman.

Amend S. B. No. 192, Section 2, page 2, line 16, by adding after the word "Texas" the following, viz.: "subject to all pre-existing lawful liens."

Committee Room,
Austin, Texas, March 3, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 445, A bill to be entitled "An Act to amend Article 440 of the Code of Criminal Procedure, Revision of 1925; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

SMALL, Chairman.

(Majority Report.)

Committee Room,
Austin, Texas, March 3, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, a majority of your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 427, A bill to be entitled "An Act repealing Article 800 of the Penal Code of Texas, 1925 Revision; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

SMALL, Chairman.

(Minority Report.)

Committee Room,
Austin, Texas, March 3, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, a minority of your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 427, A bill to be entitled

"An Act repealing Article 800 of the Penal Code of Texas, 1925 Revision; and declaring an emergency."

Have had the same under consideration, and beg leave to report that we differ with the majority of the committee, and we report said bill back to the Senate with the recommendation that said bill do pass.

WOODRUFF.
PARRISH.

Committee Room,
Austin, Texas,
March 5, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 530, A bill to be entitled "An Act to fix the maximum amount of bonds which may be issued by, and to fix the maximum rate of tax to be levied for school purposes in all independent school districts having a population of more than 200,000 and less than 250,000, according to the federal census of 1930 or any subsequent legally authorized census, whether under General or Special Law, repealing all laws in conflict herewith, both General and Special, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

NEAL, Chairman.

Committee Room,
Austin, Texas,
March 5, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 443, A bill to be entitled "An Act validating, ratifying and approving the Acts and proceedings of the County Board of School Trustees, and County Commissioners Courts, relating to consolidation of territory to certain independent school districts, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

NEAL, Chairman.

Committee Room,
Austin, Texas,
March 5, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 223, A bill to be entitled "An Act amending Article 2666 of the Revised Statutes of Texas of 1925, said Article relating to new school districts created at eleemosynary institutions in emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

NEAL, Chairman.

Committee Room,
Austin, Texas,
March 5, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 74, A bill to be entitled "An Act to amend Section 8, Chapter 10, Acts of the Forty-first Legislature, Second Called Session, relating to the duties of the State Board of Education pertaining to teachers certificates; protecting rights of teachers holding certificates under existing law; repealing all laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

NEAL, Chairman.

Committee Room,
Austin, Texas,
March 5, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 125, A bill to be entitled "An Act withdrawing from sale the bed of Caddo Lake and all public and school lands adjacent thereto, preserving the same to public use as a Fish and Game Preserve, and a Public Park; authorizing the Chairman of the Fish, Game, and Oyster Commission to establish game sanctuaries thereon, not exceeding twenty

per cent (20%) of the area of the water of such lake and its immediate tributaries, and empowering him and his deputies to revoke any hunting licenses granted to persons violating such sanctuaries; also, authorizing the said Chairman of the Fish, Game and Oyster Commission, in conjunction with the State Forester, to investigate the feasibility of acquiring and establishing a game preserve in conjunction with the state forest in the vicinity of such lake, and declaring an emergency."

Have had same under consideration, and I am instructed to report it back with recommendation that it do not pass, with that Committee Substitute:

S. B. No. 125 A Bill to be entitled "An Act withdrawing from sale the bed of Caddo Lake and all public and school lands adjacent thereto, preserving the same to public use as a Fish and Game preserve and a public park; authorizing the Game, Fish and Oyster Commission to establish game sanctuaries thereon, not exceeding twenty per cent (20%) of the area of the water of such lake and its immediate tributaries, and providing a penalty for hunting in such sanctuaries; also authorizing the Game, Fish and Oyster Commission, in conjunction with the State Forester, to investigate the feasibility of acquiring and establishing a game reserve in conjunction with the State forest in the vicinity of such lake, and declaring an emergency."

Have had same under consideration and beg leave to report that it do pass with Committee substitute.

MOORE, Chairman.

Committee Room,
Austin, Texas, March 4, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 100, A bill to be entitled "An Act amending Section 2, Chapter 185, Acts of the Regular Session of the Forty-first Legislature, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

MOORE, Chairman.

Committee Room,

Austin, Texas, March 4, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 171, A bill to be entitled "An Act regulating the production, sale, dispensation and other traffic in narcotic drugs as defined herein; making exceptions; providing for the identification of said drugs and the containers thereof and for the execution of prescriptions and orders therefor; providing for the confinement, treatment and parole of persons addicted to such drugs; providing for the making of reports by persons affected by this Act; providing for the revocation of the licenses of physicians for violating the provisions hereof; regulating the planting, cultivating and use of drug producing plants and declaring as common nuisances places resorted to by drug addicts and prohibiting the visiting of such places; providing for the seizure of conveyances of said drugs; providing generally the means and method of enforcement and for the prosecution and confinement of persons violating the provisions hereof; providing for presumptions and burden of proof; prescribing offenses, fines, penalties and punishment; providing for the adoption of rules and regulations and for the enforcement of certain provisions by the State Board of Health and the State Health Officer, and for the seizure of drugs."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed, in lieu of advance printing.

MOORE, Chairman.

Committee Room,
Austin, Texas, March 5, 1931.
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Public Printing, to whom was referred H. C. R. No. 29, relating to public printing,

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

WOODRUFF, Chairman.

Committee Room,
Austin, Texas, March 4, 1931.
Hon. Edgar E. Witt, President of the
Senate.

Sir: We, your Committee on State
Affairs, to whom was referred

S. B. No. 113, A bill to be entitled
"An Act prohibiting the sale, offering
for sale or having in possession for
the purpose of sale any fish taken
from the waters of the Sabine River,
Attoyac River, Angelina River and
the Neches River, and all tributaries
thereof, and declaring an emergen-
cy."

Have had the same under consid-
eration, and I am instructed to report
it back to the Senate with the recom-
mendations that it do not pass, but
that the following Committee sub-
stitute:

A BILL

To Be Entitled

An Act prohibiting the sale, offering
for sale, or having in possession
for the purpose of sale any fish
taken from the waters of the Sa-
bine River, Attoyac River, Ange-
lina River, and the Neches River,
and all tributaries thereof, in cer-
tain counties, and declaring an
emergency.

Do pass in lieu thereof, and be
printed in the Journal.

MOORE, Chairman.

C. S. S. B. No. 113.

A BILL

To Be Entitled

An Act prohibiting the sale, offering
for sale, or having in possession
for the purpose of sale, any fish
taken from the waters of the Sa-
bine River, Attoyac River, Ange-
lina River, and the Neches River,
and all tributaries thereof, in cer-
tain counties, and declaring an
emergency.

Be it enacted by the Legislature of
the State of Texas:

Section 1. That from and after
the passage of this Act it shall be
unlawful for any person to sell, offer
for sale, or have in his possession
for the purpose of sale, any fish
taken from the waters of the Sabine
River, the Attoyac River, the Ange-
lina River, or the Neches River, or
any of the tributaries or lakes
through which the flood waters of
said rivers or any of their tributaries
flow, in the Counties of Cherokee,

Nacogdoches, San Augustine, Ange-
lina, Sabine, Newton, Jasper, Tyler,
Grimes, Montgomery, Trinity, Leon,
Houston, Polk, Madison, Walker and
San Jacinto.

Sec. 2. Any person violating the
provisions of this Act shall be guilty
of a misdemeanor, and upon convic-
tion shall be fined in any sum not
less than Twenty-five (\$25.00) Dol-
lars, nor more than Two Thousand
(\$2,000.00) Dollars, and be impris-
oned in the county jail not less than
ten nor more than thirty days, and
each sale shall constitute a separate
offense.

Sec. 3. The fact that the fish in
said Rivers, Streams and Lakes are
being fast depleted almost to the
point of exhaustion, creates an emer-
gency and an imperative public ne-
cessity that the constitutional rule
requiring bills to be read on three
several days in each House be sus-
pended and that this Act shall take
effect and be in force from and after
its passage, and said rule is hereby
suspended, and it is so enacted.

By Thomason.

S. B. No. 113.

A BILL

To Be Entitled

An Act prohibiting the sale, offer-
ing for sale or having in posses-
sion for the purpose of sale any
fish taken from the waters of the
Sabine River, Attoyac River, Ange-
lina River and the Neches River,
and all tributaries thereof, and de-
claring an emergency.

Be it enacted by the Legislature of
the State of Texas:

Section 1. That from and after
the passage of this Act it shall be
unlawful for any person to sell, offer
for sale or have in his possession
for the purpose of sale, any fish taken
from the waters of the Sabine River,
the Attoyac River, the Angelina
River or the Neches River, or any
of the tributaries or lakes through
which the flood waters of said Rivers
or any of their tributaries flow.

Sec. 2. Any person violating the
provisions of this Act shall be guilty
of a misdemeanor, and upon convic-
tion shall be fined in any sum not
less than Twenty-five (\$25.00) Dol-
lars nor more than Two Hundred
(\$200.00) Dollars and be imprisoned
in the county jail not less than ten
nor more than thirty days, and each
sale shall constitute a separate of-
fense.

Sec. 3. The fact that the fish in

the said Rivers, streams and lakes are being fast depleted almost to the point of exhaustion creates an emergency and an imperative public necessity demanding the suspension of the constitutional rule requiring all bills to be read on three several days in each House, and said rule is hereby suspended, and that this Act shall take effect from and after its passage, and it is so enacted.

THIRTY-SEVENTH DAY.

Senate Chamber,
Austin, Texas, March 6, 1931.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Edgar E. Witt.

The roll was called, a quorum being present, the following Senators answering to their names:

Beck.	Oneal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Purl.
Greer.	Rawlings.
Hardin.	Russek.
Holbrook.	Small.
Hopkins.	Thomason.
Hornsby.	Williamson.
Loy.	Woodruff.
Martin.	Woodul.
Moore.	Woodward.
Neal.	

Absent—Excused.

Pollard. Stevenson.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Small.

Petition and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Bills and Resolutions.

By an affirmative vote of four-fifths of the membership of the Senate, the constitutional rule relating to the introduction of bills during the last 90 days of the session

was suspended and consent was granted to introduce the following bills:

By Senator Cousins:

S. B. No. 510, A bill to be entitled "An Act repealing Chapter 110, Acts of the Regular Session of the 39th Legislature, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Small:

S. B. No. 511, A bill to be entitled "An Act authorizing and directing the Commissioner of the General Land Office of the State of Texas, to deed, convey, assign and/or transfer all right, title and interest of whatsoever class, kind or character, directly or indirectly, belonging to the State of Texas, in and to that tract of land known as the "Wayside State Park, Wayside, Texas, 120 acres" situated in the Palo Dura Canyon, Armstrong County, in the State of Texas, to H. G. Bowe of Swisher County, Texas; and declaring an emergency."

Read and referred to Committee on Public Lands and Land Office.

By Senator Small:

S. B. No. 512, A bill to be entitled "An Act amending Article 199, Title 8, page 11, Revised Civil Statutes of the State of Texas, passed at the Regular Session of the Forty-first Legislature, 1929; providing for changing and prescribing times of holding Court in the 84th Judicial District of Texas; validating and continuing all processes and writs, bonds, and recognizances and making them returnable to the terms of court in the several counties of said District as herein fixed; validating the summoning of grand and petit jurors under the present law so as to render them available under the present Act; enacting proper provisions relative to any term of court that may be in session when this Act takes effect; repealing all laws in conflict herewith; and declaring an emergency."

Read and referred to Committee on Civil Jurisprudence.

By Senator Small:

S. B. No. 513, A bill to be entitled "An Act to amend Article 2236, Revised Civil Statutes of the State of